

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 30, 1957
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works.

Councilman White moved that the Minutes of the Regular Meeting of May 23, 1957; and of Special Meetings of May 15, 1957, April 10, 1957 and March 19, 1957, be approved. The motion, seconded by Councilman Pearson, carried by the following

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

MR. DAVID BARROW, Vice Chairman of the Planning Commission, appeared before the Council and requested that it proceed to complete the contract with HAROLD F. WISE ASSOCIATES to prepare a final report on the Austin Development Plan. After a lengthy discussion, Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, a limited number of copies of a draft of the Austin Development Plan has been heretofore prepared and reviewed; and,

WHEREAS, the City Planning Commission has recommended that Harold F. Wise Associates be employed to prepare a final report on the Austin Development Plan; and,

WHEREAS, the said Harold F. Wise Associates have agreed to prepare said final report for a consideration of Four Thousand Dollars (\$4,000.00); Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized and directed to execute a contract for such services of Harold F. Wise Associates for the above consideration.

The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

MR. JESSE BARTLETT appeared in the interest of the paving of South 1st Street from Elizabeth to Oltorf and from Oltorf to Alpine. He had previously filed a petition with over 80% of the owners signing. He was asked to get with the City Manager and Director of Public Works regarding any right-of-way problems; and then when he had the money deposited, the Council would proceed with the paving, assessing those who did not sign up.

MR. MOTON CROCKETT, JR., appeared making inquiry of the location of the 40 T-hangers for which the City was about ready to advertise for bids. He requested that 25 be located on the west side and 15 on the east side. The City Manager made a report on the distribution, and it was his recommendation to locate 20 on each side. After lengthy discussion, Councilman Long moved that the City Manager be authorized to draw up contracts with the people at the Airport for the hangers and include any other legal technicalities. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

MR. MOTON CROCKETT, JR. called attention to an error made in the Resolution presented last week, concerning the establishment of the Airport as a separate department, and to employ a supervisor reporting directly to the City Council. He stated this should have read "reporting directly to the City Manager."

MR. EDDIE SIMMONS appeared before the Council and discussed their need for a left turn signal at 12th and Lamar Boulevard, and asked that the Council go ahead and let them try such a signal and see how it worked out. The Mayor explained the timing of the movement of traffic, and the report made by the Traffic Engineer. Mr. Simmons was asked to meet with the City Manager and the Traffic Engineer, and to ask others in the group to meet with them, and see what the reactions would be then.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS

OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT ON A PORTION OF ONE LOT IN DUVAL HEIGHTS, LOCALLY KNOWN AS 6000-6004 CAMERON ROAD AND 1126-1132 CLAYTON LANE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Pearson moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

The Mayor brought up the following zoning applications deferred from last week:

E. J. LUND	5414 Grover Avenue 1201-03 Houston Street	From "A" Residence To "LR" Local Retail NOT Recommended by the Planning Commission
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The Mayor asked those who wished to grant the change to "LR" Local Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: None
Noes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

The Mayor announced that the change had been DENIED.

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LEE R. BARTON

3716 Robinson Avenue
1105-1107 East 38 $\frac{1}{2}$ StreetFrom "A" Residence
To "O" Office
RECOMMENDED by the
Planning Commission

The Mayor asked those who wished to grant the change to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: None

Noes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

The Mayor announced that the change had been DENIED.

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FRANK C. BARRON

3411-3415 Owen Avenue

From "A" Residence
To "BB" Residence
RECOMMENDED by the
Planning Commission

The Council suggested that Mr. Barron and Mr. Speir get with the City Attorney and work out the closing of part of the alley and the drainage problems. Action was deferred until next week.

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SECURED INVESTMENTS,
INC.3110-3138 Manor Road
3700 & 3701 Manorwood
Road and 3110B Manor
RoadFrom "O" Office
To "C" Commercial
NOT Recommended by the
Planning Commission
RECOMMENDED "GR" General
Retail

The group in opposition was asked to make a list of the violations of the zoning ordinance that were now being made in the area, and of their complaints concerning the businesses now operating in the "O" Office area that they wanted stopped. The Council deferred action until next week.

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W. F. FISHER

3304-08 Oak Springs
DriveFrom "A" Residence
To "GR" General Retail
RECOMMENDED by the
Planning Commission

The Mayor asked those who wished to grant the change to "GR" General Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Palmer, White, Mayor Miller

Noes: Councilmen Long, Pearson

The Mayor announced that the change had been granted and the City Attorney was instructed to draw the necessary ordinance to cover.

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W. M. GODWIN

1700-04 Ft. View Road
4208-10 Clawson RoadFrom "A" Residence
To "GR" General Retail
RECOMMENDED by the
Planning Commission

The Mayor asked those who wished to grant the change to "GR" General Retail to vote "aye"; those opposed to vote "no". Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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NELSON PUETT

1500-1504 Ft. View Road

From "A" Residence
To "C" Commercial
NOT Recommended by the
Planning Commission
RECOMMENDED "GR" General
Retail

Councilman Pearson moved that the change be granted to "GR" General Retail instead of "C" Commercial. Roll call showed the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the change had been granted to "GR" General Retail and the City Attorney was instructed to draw the necessary ordinance to cover.

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The Council noted the letter from MR. FRANK BARRON withdrawing his application for "C-1" Commercial zoning at 3110B Manor Road and requesting that it be included in the application covering 3110-3138 Manor Road to "GR" General Retail.

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EARL SIMMS, JR.

1002 Rio Grande Street

From "B" Residence
To "O" Office
RECOMMENDED by the
Planning Commission

The Council postponed hearing until Mr. Simms was present.

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Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, TEXAS, THE AMENDATORY ORDINANCE HEREBY CHANGING THE FOLLOWING: (1) LOT 6, LYNNDALE SECTION 2, FROM "A" RESIDENCE DISTRICT AND FIRST HEIGHT AND AREA DISTRICT TO "BB" RESIDENCE DISTRICT AND SECOND HEIGHT AND AREA DISTRICT; (2) THE EAST 126.7 FEET OF LOT 1 AND THE WEST 164.6 FEET OF LOT 2, AUSTIN HEIGHTS, FROM "LR" LOCAL RETAIL DISTRICT TO "C" COMMERCIAL DISTRICT; (3) THE SOUTH THREE (3) ACRES OF BLOCK 29, WALLING PLACE, LOCALLY KNOWN AS 4710-4804 GROVER AVENUE, FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (4) a. LOTS 18, 19, 20, 21 AND 22, SHOALCREEK BOULEVARD LOTS FROM "BB" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT AND b. THE SOUTH ONE-HALF OF LOT 8, BLOCK 4, CARRINGTON SUBDIVISION FROM "A" RESIDENCE DISTRICT TO "O" OFFICE DISTRICT; (5) A. A PART OF OUTLOT NO. 15, DIVISION "B", LOCALLY KNOWN AS 3311-3313 EAST 12TH STREET AND B. A TRACT OF LAND FRONTING APPROXIMATELY 110 FEET ALONG THE SOUTH RIGHT OF WAY LINE OF EAST 12TH STREET AND APPROXIMATELY 200 FEET ALONG THE EAST RIGHT OF WAY LINE OF AIRPORT BOULEVARD, LOCALLY KNOWN AS 3301-3309 EAST 12TH STREET AND 1195 $\frac{1}{4}$ -1199 $\frac{1}{2}$ AIRPORT BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "C" COMMERCIAL DISTRICT; (6) LOTS 9, 10 AND 11, TARRYTOWN NO. 7, FROM "A" RESIDENCE DISTRICT TO "BB" RESIDENCE DISTRICT; AND (7) A PORTION OF ONE LOT FRONTING APPROXIMATELY 123 FEET ALONG THE SOUTH RIGHT OF WAY LINE OF NORTH LOOP BOULEVARD AND HAVING AN AVERAGE DEPTH OF 146 FEET, SAME BEING THE NORTH 146 FEET AVERAGE OF LOT 1, BLOCK 12, SHOALMONT ADDITION RESUBDIVISION, LOCALLY KNOWN AS 2301-2309 NORTH LOOP BOULEVARD, FROM "A" RESIDENCE DISTRICT TO "GR" GENERAL RETAIL DISTRICT; ORDERING A CHANGE IN THE USE AND HEIGHT AND AREA MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Pearson moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Pearson moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

The City Manager submitted the following:

"May 28, 1957

"S. Reuben Rountree, Jr.
Director of Public Works

W. T. Williams, Jr., City Manager

"Construction of Miscellaneous Storm Sewers - Contract No. 57-D-21

"Following is a tabulation of bids received at 10:00 A.M., Tuesday, May 28, 1957, for the construction of miscellaneous storm sewers in the following areas: Anchor Lane, Lafayette Street Easement, Pecos Street Easement, Greenlee Drive Easement, and Tanglewood Trail Easement @ Contract No. 57-D-21.

"Austin Engineering Company	\$5,651.60
Capitol City Utilities	6,473.10
Tom Fairey Co.	8,099.00
Karl Wagner Engineering Const.Inc.	10,108.20
Joe Bland Const. Co.	12,283.00
"City's Estimate	\$5,482.00

"I recommend that Austin Engineering Company with their low bid of \$5,651.60 be awarded the contract for this project."

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 28, 1957, for the construction of miscellaneous storm sewers in Anchor Lane, Lafayette Street Easement, Pecos Street Easement, Greenlee Drive Easement, and Tanglewood Trail Easement; and,

WHEREAS, the bid of Austin Engineering Company in the sum of \$5,651.60 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Austin Engineering Company in the sum of \$5,651.60 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Austin Engineering Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on March 25, 1953, a 5.89 acre tract of land, same being a portion of the James Trammel Survey No. 4, in Travis County, Texas, was conveyed to the City of Austin by warranty deed of record in Book 1326 at pages 149-151 of Travis County Deed Records; and,

WHEREAS, the City Council of the City of Austin deems it to be in the public interest to dedicate the south twenty-five (25) feet of said 5.89 acre tract of land to the public for its use as a street to be known as Cimarron Trail; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the following described tract of land be and the same is hereby dedicated to the public for use as a street to be known as Cimarron Trail;

13,670 square feet of land a portion of the James Trammel Survey No. 4 in Travis County, Texas, and being the south twenty-five feet of that 5.89 acre tract of land conveyed to the City of Austin by warranty deed dated March 25, 1953, recorded in Book 1326, pages 149-151 Travis County Deed Records.

BEGINNING at an iron stake set for the southwest corner of that 5.89 acre tract of land conveyed to the City of Austin by warranty deed dated March 25, 1953, being also an ell interior corner of that 120 acre tract of land conveyed by warranty deed from Miss Eileen Begg to Buford Stewart Development Company, recorded in Book 1547, pages 379-382 Travis County Deed Records and from which the northwest corner of the said City of Austin 5.89 acre tract of land and the south line of Redd Street bears North 29° 39' East 468.95 feet;

THENCE following the south line of the said City of Austin 5.89 acre tract of land and a north line of the said Buford Stewart Development Company 120 acre tract of land South 60° 09' East 546.78 feet to a concrete monument set for the southeast corner of the said City of Austin 5.89 acre tract of land being also the southwest corner of that 5.35 acre tract of land conveyed to

Austin Public Free Schools by warranty deed, dated June 11, 1947, recorded in Book 850, page 438, Travis County Deed Records;

THENCE with the west line of the said Austin Public Free Schools 5.35 acre tract and the east line of the said City of Austin 5.89 acre tract North 29° 39' East 25 feet to a point;

THENCE North 60° 09' West 25 feet north of and parallel to the south line of the said City of Austin 5.89 acre tract of land, 546.78 feet to a concrete monument set in the most northerly east line of the said Buford Stewart Development Company 120 acre tract of land and the west line of the said City of Austin 5.89 acre tract;

THENCE with the west line of the said City of Austin 5.89 acre tract and the most northerly east line of the said Buford Stewart Development Company 120 acre tract of land South 29° 39' West 25 feet to the place of beginning, containing 13,670 square feet of land.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by Acts of the 55th Legislature, Ch. 120, page 256, the fees charged by the State Registrar of Vital Statistics for certified copies of records have been increased effective June 1, 1957; and,

WHEREAS, the City Health Department is requested from time to time to furnish certified copies of such records; and,

WHEREAS, the expense of such work has outgrown the fee charged; Now
Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the expense of issuing certified copies of the instruments listed below shall, in part, be defrayed by charging the following fees, effective June 1, 1957, to wit:

1. A fee of \$1.00 for a complete certified copy of a birth certificate.
2. A fee of \$1.00 for a complete certified copy of a death certificate.
3. A fee of \$1.00 for a birth registration card, provided, however, that upon request of any parent or guardian, such birth registration card shall be furnished, without cost, as to any child when the same is necessary for admission to school or for the purpose of securing employment.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson offered the following resolution and moved its adoption

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on May 21, 1957, for the furnishing of milk and cream to Brackenridge Hospital and Austin-Travis County T. B. Sanatorium for a period of six months beginning July 1, 1957; and,

WHEREAS, the bid of Carnation Company in the sum of \$11,600.89 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Carnation Company in the sum of \$11,600.89 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Carnation Company.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.47 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF THE A. B. SPEAR SURVEY NO. 25 IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the first time and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 25.01 ACRES OF LAND, SAME BEING ALL OF ALLANDALE WEST SECTION 3, A SUBDIVISION OF A PORTION OF THE JAMES P. DAVIS SURVEY NO. 14 IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Pearson, carried by the following vote:
 Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

The ordinance was read the first time and Councilman White moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
 Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, after an engineering and traffic investigation, the City Council has found that because of changed conditions the present maximum and minimum reasonable and safe speeds for the operation of vehicles at the following location are not now 50 miles per hour maximum and 40 miles per hour minimum, and that its previous finding of a reasonable and safe speed of 50 miles per hour maximum and 40 miles per hour minimum for the operation of vehicles at the following location should be deleted from Section 33.41 of the Traffic Register:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Express Roadways	East 3rd Street	East Live
U.S. 81 Expressway		Oak Street

and,

WHEREAS, after an engineering and traffic investigation, the City Council has found that the circumstances are such that the maximum and minimum reasonable and safe speeds for the operation of vehicles at the following location is a minimum of 40 miles per hour and a maximum of 50 miles per hour at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Express Roadways	East 3rd St.	Woodland Avenue
of U.S. 81 Expressway		

And has further found that the maximum reasonable and safe speed for the operation of vehicles is 60 miles per hour in the daytime and 55 miles per hour at night at the following location:

<u>ON STREET</u>	<u>FROM</u>	<u>TO</u>
Express Roadways of U.S. 81 Expressway	Woodland Avenue	South City Limits

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Clerk be authorized and instructed to record this finding in Sections 33.40 and 33.41 of the Traffic Register.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the schedule of charges for slaughtering on sheep and goats at Municipal Abattoir established by Resolution adopted March 25, 1954, be and the same is hereby modified so as to hereafter provide that where not less than twenty-five (25) head of sheep or twenty-five (25) head of goats are previously scheduled by the Abattoir management to be slaughtered for a customer on Tuesdays or Wednesdays, the price shall be One Dollar (\$1.00) per head for such slaughtering.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long moved that MR. L. THEO BELLMONT, MR. G. L. HUCKABY, and MR. HOWARD BULL be reappointed as the BOARD OF EQUALIZATION, term to expire June 1, 1958. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, J.H. McCullick Construction Co. is the Contractor for the erection of a building located at 1501-1505 Lavaca Street and desires a portion of the sidewalk and street space abutting an unplatted tract 84 x 138 feet in Outlot 39, Division E, of the Original City of Austin, Travis County, Texas, during the erection of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said J. H. McCullick Construction Co., the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles to the center line of Lavaca Street to a point 5 feet west of the east curb line; thence in a southerly direction and parallel with the center line of Lavaca Street 138 feet to a point; thence in an easterly direction and at right angles to the center line of Lavaca Street to the southwest corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said J. H. McCullick Construction Co., hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the city officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not

within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than November 1, 1957.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Pearson offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, John Broad Construction Company is the Contractor for the alteration of a building located at 721-723 Congress Avenue and desires a

portion of the sidewalk and street space abutting Lot 6, Block 84, of the Original City of Austin, Travis County, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said John Broad Construction Company, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at a point in the west property line approximately 42 feet south of the south line of East 8th Street; thence in a westerly direction and at right angles to the center line of Congress Avenue to a point 12 feet west of the east curb line; thence in a northerly direction and parallel with the center line of Congress Avenue 42 feet to a point; thence in an easterly direction and at right angles to the center line of Congress Avenue to the northwest corner of the above described property; thence in a northerly direction and at right angles to the center line of East 8th Street to a point 12 feet north of the south curb line; thence in an easterly direction and parallel with the center line of East 8th Street approximately 94 feet to a point; thence in a southerly direction and at right angles to the center line of East 8th Street to the north line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said John Broad Construction Company, hereinafter termed "Contractor", upon the following express terms and conditions;

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

- (5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not within 25 feet of any corner street intersection.
- (6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.
- (7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.
- (8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.
- (9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than September 15, 1957.
- (10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.
- (11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.
- (12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractors expense.
- (13) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5000), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller introduced the following ordinance:

AN ORDINANCE TO AMEND CHAPTER 33, AUSTIN CITY CODE OF 1954, BY ADDING SECTION 33.59-1, PERTAINING TO MEXICAN CONSULATE PASSENGER AND LOADING ZONE; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That W. T. Williams, Jr., City Manager, be and he is hereby authorized on behalf of the City of Austin to execute a contract with Carlton Brush for his professional services as Architect for the City's proposed Weberville Service Center, under the terms of which contract the fee of the said Architect is to be three per cent (3%) of the cost of the work as estimated by the City's Construction Engineer.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Attorney explained Senate Bill 50 which was passed and which provided for increase in longevity pay for Fire and Police officers from \$2.00 to \$3.00. After his explanation of the bill's provisions, Councilman Long moved that this law be put into effect October 1st when the new budget goes into effect. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Manager announced that he and MR. BLODGETT would be in active service with the 90th division from June 14th to June 29th, and he named MR. REUBEN ROUNTREE, JR., as Acting City Manager during this period.

There being no further business the Council adjourned at 2:45 P.M. subject to the call of the Mayor.

APPROVED



Mayor

ATTEST:


City Clerk